

3752

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**CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: APR 26 20044-22-04By: Sric

Signature of Person Depositing First Class Mail

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE****UTILITY PATENT**

Applicants:	Triplet et al.	Docket No.:	29930.8000
Serial No.:	10/091,256	Group Art Unit:	3752
Filing Date:	March 5, 2002	Examiner:	Christopher S. Kim
Title:	AN EMANATOR FOR EVAPORATION OF A LIQUID THEREFROM	Confirmation No.:	6817

RESPONSE

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

APR 28 2004

TECHNOLOGY CENTER R3700

Dear Sir:

In response to the Office Action mailed March 22, 2004, please accept this response to the restriction requirement entered pursuant to 35 U.S.C. §121 for the above-identified application.

REMARKS

The March 22, 2004 Office Action states that the application discloses the following patentably distinct species:

Species A: Figure 1

Species B: Figure 2

The subject Office Action requires Applicants to elect one of the foregoing patentably distinct species. In this regard, the following election is made without waiver, estoppel and without prejudice to the filing of one or more related applications directed to the subject matter of the non-elected invention:

Applicants hereby elect Species A (Figure 1) and submits that claims 1-15, 17, 21 and 23-24 are readable thereon. Applicants submit that the foregoing election conforms this application

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TRANSMITTAL

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECHNOLOGY CENTER R3700

Dear Sir:

Attached herewith is a Response to the Restriction Requirement mailed March 22, 2003 in the captioned application.

Also Attached:

[X] Acknowledgment Postcard

	Claims remaining after amendment		Highest number previously paid for		Present Extra		Additional Fee
Total Effective Claims	19	minus	24	=	0	x \$ 18.00 =	0.00
Independent Claims	4	minus	4	=	0	x \$ 84.00 =	\$0.00
If amendment enters proper multiple dependent claim(s) into this application for first time (per application)						\$280.00 +	N/A
						Subtotal:	0.00

**Fee Calculation: Request for Extension of Time
pursuant to 37 C.F.R. §1.17(a)**

[] Response filed within first month after due date – add	\$ 110.00 +	N/A
[] Response filed within second month after due date – add	\$ 400.00 +	N/A
[] Response filed within third month after due date – add	\$ 930.00 +	N/A
[] Response filed within fourth month after due date – add	\$1450.00 +	N/A
Subtotal:		\$0.00

If one of the "small entity" boxes above is checked, enter half (1/2) of the Subtotal and subtract. N/A

TOTAL FEES ENCLOSED **\$0.00**

II. Manner of Payment

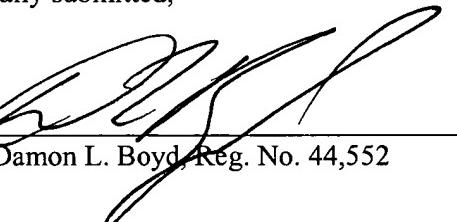
- [] Snell & Wilmer Check No. _____ in the amount of \$ _____.
[X] No additional fee is required.

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby authorized to charge any other fee specifically authorized hereafter, or any **deficiency** in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (**deficiency only**) now or hereafter relative to this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-2814 for **which purpose a duplicate copy of this sheet is attached**.

Respectfully submitted,

Date: 22 April 2004

By:


Damon L. Boyd, Reg. No. 44,552

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Phoenix, Arizona 85004-2202
(602) 382-6337